City of Lafayette
Public Meeting Agenda
City Council Special Meeting
Redevelopment Agency Special Meeting

Monday, December 8, 2008 **6:15 pm**
Lafayette Community Center – **Sequoia Room**
500 St. Mary's Road, Lafayette, California

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1. CALL TO ORDER
2. ROLL CALL
3. ADOPTION OF AGENDA
4. PUBLIC COMMENTS

Convene Redevelopment Agency

5. CLOSED SESSION
   A. **Conference with Legal Counsel – Anticipated Litigation: Significant exposure to Litigation pursuant to Government Code section 54956.9(b) (1 Case)**

   B. **Conference with Labor Negotiators (Government Code Section 54957.6)**
   Agency designated representative: Steven Falk, City Manager/Executive Director
   Unrepresented employee: City/Agency Employees

Adjourn Redevelopment Agency

6. ADJOURNMENT

I, Joanne Robbins, declare under penalty of perjury that this agenda has been posted at least 72 hours in advance at the Lafayette City Offices, 3675 Mt. Diablo Blvd., Suite 210, Lafayette, CA.

* Any writings or documents pertaining to an **open session** item provided to a majority of the City Council less than 72 hours prior to the meeting, shall be made available for public inspection at the front counter at City Hall located at 3675 Mt. Diablo Blvd., Suite 210, Lafayette, CA. during normal business hours.

City of Lafayette
Public Meeting Agenda
City Council Regular Meeting
Redevelopment Agency Special Meeting

Monday, December 8, 2008 **7:00 pm**
Lafayette Community Center – Manzanita Room
500 St. Mary's Road, Lafayette, California

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1. CALL TO ORDER
2. ROLL CALL
3. PLEDGE OF ALLEGIANCE
4. ADOPTION OF AGENDA
5. REPORT FROM CLOSED SESSION
6. PUBLIC COMMENTS
7. PRESENTATIONS
   A. **Joanne Robbins, City Clerk**
   Accepting Certification of Canvass of Votes for November 4, 2008 General Municipal Election
   Recommendation: Adopt Resolution 2008-049 Accepting Certification of Canvass of Votes for November 4, 2008 General Municipal Election electing Mike Anderson, Carol Federighi and Carl Anduri to 4-year terms.

   Council Reorganization
   Presentation to Mayor Anderson by Vice Mayor Tatzin
   Remarks by Mayor Anderson
   Swearing in of Councilmembers Mike Anderson, Carol Federighi and Carl Anduri
   Remarks by new Councilmembers Anderson, Federighi and Anduri
   Election of new Mayor and Vice Mayor
   Remarks by new Mayor and Vice Mayor

   B. **Daniel Deitrick, Lafayette Finance Review Committee**
   Presentation of report from the Lafayette Finance Review Committee
   Recommendation: Receive report and set date for public workshop to discuss findings.

8. OLD BUSINESS
   A. **Matt Luttropp, Associate Engineer**
   Happy Valley Road Pathway – Modifications from Franklin Lane to Valory Lane
   Recommendation: Receive the report from residents regarding private funding for the pathway relocation and based on this report direct staff.

9. STAFF REPORTS
   A. **Tracy Robinson, Administrative Services Director**
      1. **Bruce Cropper, Cropper Accountancy Corp.**
      FY2007/2008 Audit Presentation
      Recommendation: Receive and file.

      2. **Adopting the Final Municipal Budget/Workplan for Fiscal Year 2008/2009**
      Recommendation: Receive the Final Municipal Budget/Workplan for Fiscal Year 2008/2009 and adopt Resolution 2008-55.

Convene Redevelopment Agency

3. **Adopting the Final Redevelopment Agency Budget/Workplan for Fiscal Year 2008/2009**
   Recommendation: Receive the Final Redevelopment Agency Budget/Workplan for Fiscal Year 2008/2009 and adopt Resolution R2008-05.

B. **Niroop Srivatsa, Planning & Building Services Manager**
Approval of a Loan Agreement, Inter Creditor Agreement, Agency Regulatory Agreement and City Regulatory Agreement with Eden Housing, Inc.
Recommendation: City Council/Agency Board approve the agreements and authorize the City Manager/Executive Director to execute the agreements on behalf of the City of Lafayette and the Lafayette Redevelopment Agency.

Adjourn Redevelopment Agency

C. **Geoff Bellenger, Parks, Trails & Recreation Commissioner**
Community Park – Bike Park Proposal Phase I
Recommendation: 1) Approve the Parks, Trails & Recreation Commission's recommendation to incorporate the Bike Park Proposal Phase I, estimated at $105,000, into the 2008/2009 Capital Improvement Program (CIP). 2) Authorize staff to enter into a contract with Hilride Progression Development Group to design a Bike Park within the Lafayette Community Park.

D. **Steven Falk, City Manager**
Police Services Study Request for Proposals
Recommendation: Direct City Manager to issue the attached Request for Proposals for a Police Services Study.

10. PUBLIC HEARINGS

A. **Christine Sinnette, Senior Planner**
Appeal by Richard Holt of the Planning Commission denial of HDP47-07 and V17-08 for a request for a hillside development permit (HDP47-07) and variances (V17-08) to build a new two-story single family residence on a lot located at the intersection of Sierra Vista Way and Sessions Road (Tract 5332 Lot 66). APN 2332-052-019
Recommendation: Accept public testimony, consider the recommendations of the Planning Commission and staff, provide direction to staff, and continue the hearing to January 12, 2009.

B. **Ann Merideth, Community Development Director**
Ordinance 578 repealing Chapter 6-26, Public Art, and adding Chapter 11-7, Public Art, and Resolution 2008-44 setting a public art fee and maintenance endowment requirement
Recommendation: Adopt Resolution 2008-44 and introduce Ordinance 578 and continue to January 12, 2009 for second reading and adoption.

11. CONSENT CALENDAR

A. **City Council Minutes**
November 24, 2008
Recommendation: Approve.

B. **Resolution 2008-050 Reappointing members of the Bicycle Pedestrian Advisory Committee, Circulation Commission, Code Enforcement Appeals Board, Design Review Commission, Parks, Trails & Recreation Commission and Planning Commission**

Recommendation: Adopt Resolution 2008-050.

C. **Resolution 2008-051 Reappointing Jim Fitzsimmons to the Contra Costa County Mosquito & Vector Control District's Board**
Recommendation: Adopt Resolution 2008-051.

D. **Acceptance of an offer of dedication of an open space easement in conjunction with LLR01-08 Linda Ingham / James R. Bridges 2001 Family Trust (Applicant & Owner), LR-5 & LR-10 Zoning: Request for lot line adjustment to reconfigure property lines between three lots (two are developed and one undeveloped) within the Hillside Overlay District located at 3960 & 3972 Happy Valley Road. APN'S 246-040-002, 246-040-003 & 365-230-035**
Recommendation: Adopt Resolution 2008-53 accepting the open space easement.

E. **Resolution 2008-54 Central Contra Costa Solid Waste Authority designation as a "regional agency"**
Recommendation: Adopt Resolution 2008-54.

F. **Proposed County Connection Spring 2009 Service Cuts**
Recommendation: Authorize Mayor to sign and forward comment letter to County Connection.

G. **Request for Springhill Crosswalk and School Bus Stop Relocation**
Recommendation: Using existing street maintenance funds direct Public Works to install additional asphalt paving, striping and delineators to designate a marked crosswalk on the east leg of Springhill Road at Martino Road and relocate the morning Lamorinda School Bus stop to the east leg.

Convene Redevelopment Agency

H. **Update on the Downtown Strategy project**
Recommendation: Receive and file.

Adjourn Redevelopment Agency

12. COUNCIL/COMMISSION REPORTS

A. Councilmember report on activities and consideration of matters a councilmember wishes to initiate for placement on a future agenda.

Bring Calendar

B. **Mayor**

1. **2009 Council/Commission Meeting Calendar**
Recommendation: Adopt 2009 Council/Commission Meeting Calendar.

2. **Employee Year-End Incentive Program and Work Schedule**
Recommendation: Discuss and direct staff.

C. **Councilmembers Anderson and Tatzin**
Appointing one new member to the Planning Commission
Recommendation: Adopt Resolution 2008-52 appointing one new member to the Planning Commission.

13. WRITTEN COMMUNICATIONS

14. ADJOURNMENT to the next regularly scheduled meeting on Monday, January 12, 2009.

I, Joanne Robbins, declare under penalty of perjury that this agenda has been posted at least 72 hours in advance at the Lafayette City Offices, 3675 Mt. Diablo Blvd., Suite 210, Lafayette, CA.

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City of Lafayette
General Information for Public Meetings

Location of Agendas and Agenda Packets: Agenda and packets are available for review by the public during regular work hours at the Lafayette City Offices, 3675 Mt. Diablo Blvd., Suite 210. Agendas and packets shall be made available at least 72 hours in advance of each meeting. Agendas and staff reports are also available on the city website www.ci.lafayette.ca.us .

Upon request, this agenda will be made available in appropriate alternative formats to persons with disabilities, as required by Section 202 of the Americans with Disabilities Act of 1990 (42 U.S.C. Sec. 12132). Any person with a disability who requires a modification or accommodation in order to participate in a meeting should direct such request to Joanne Robbins, City Clerk at (925) 299-3210 at least 48 hours before the meeting, if possible.

Board1 Discussion: In accordance with State Law, the Board is generally prohibited from discussing and making decisions regarding items not posted on the agenda. Exceptions include items of urgency that become known to the Board after the posting of the agenda; discussion of such items requires a 4/5ths affirmative vote by the Board.

Persons Wishing to Speak: Any person may address the Board on any item listed on this agenda. Persons wishing to address the Board should complete a speaker slip and submit it to the City staff. In addressing the Board, speakers should step to the podium and state their names and addresses for the record.

Public Comments on Agenda Items: Persons wishing to speak on items listed on the agenda will be heard when called by the meeting chair. After the public has commented, the item will be closed to public comment and brought to the Board for discussion and action. There is no further comment permitted from the audience unless invited by the meeting chair.

Public Comments on Non-Agenda Items: Persons wishing to speak on matters not posted on this agenda are encouraged to submit the matter in writing to the City Clerk or staff aide at least ten days prior to the next regularly scheduled Board meeting date. Persons unable to do this may address the Board under the PUBLIC COMMENTS section of this agenda. Note, however, that such matters may be referred to staff for action or posted on a future agenda.

Time Limit on Comments: Persons will be permitted to speak for up to three minutes.

Posted Times: Posted times are estimated and actual times will vary. Public hearings may start later but never earlier than the posted time.

Reconsideration of Items: After the Board has acted on an agenda item, it may reconsider the same item later in the meeting in accordance with Council Rules of Proceedings II.D.4 in Resolution 17-95.

Consent Calendar: All matters listed under consent calendar are considered to be routine and will be enacted by one motion. There will be no separate discussion of these items unless requested by a member of the Board or a member of the public prior to the time that the Board votes on the motion to adopt.

Notice Requirements: Lafayette Municipal Code Section 6-211 requires that the City provide public notice of the first public hearing for any meeting that requires public notice. If there are additional meetings, they are **not re-noticed**. Be advised that it is the responsibility of any interested party to follow the continuance date or dates, as well as to be apprised of whether project revisions have been submitted.

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1 "Board" is used here as a generic term for the City Council, commissions, committees, task forces, and other public decision-making boards.